

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO.415 OF 2007

In

SUIT NO.2703 OF 2006

Rukmani Bherumal Wadhvani : Plaintiff

V/s.

Veena Sikand & Ors. : Defendants

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Mr.K.T.Kukreja i/b. M/s.Kukreja & Co., for the defendants
in support.

Mr.J.P.Sen i/b. Ashok Purohit for the plaintiff to show
cause.

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CORAM : A.M. KHANWILKAR, J.

DATE : MARCH 23, 2007.

P.C.

1. As no liberty is granted by the Division Bench to approach the single Judge for the relief sought, it will be inappropriate for this Court to entertain the request made in this Chamber Summons. The counsel for the applicants-defendants submits that the applicants cannot move the Division Bench as no proceeding is pending before the Division Bench. He submits that as the Notice of Motion is pending before the single Judge, it is open to

the applicants to apply by way of Chamber Summons in that Notice of Motion. The Notice of Motion, however, is assigned to D.K.Deshmukh,J., as it pertains to the year 2006.

2. As mentioned earlier, as no liberty is granted by the Division Bench, I see no propriety in entertaining the request. It will be open to the applicants to take such other remedy as may be permissible in law.

3. Chamber Summons is disposed of.

A.M. KHANWILKAR, J.